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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 5177 OF 2006

Dr. A.B. Chakranayaran ... Petitioner

Versus

The Chairman, Grievance Cell
Committee Pune University
and Ors. ... Respondents

Mr. K.J. Kandpile for Petitioner.

Mr. R.D. Rane, Government Pleader for R. No. 5.

CORAM: F.I. REBELLO &
S.J. VAZIFDAR,JJ.
DATED: FEBRUARY 09, 2007

P.C.:

. Rule. Notice waived on behalf of Respondent No. 5. The Petitioners state that they have served notice to Respondent Nos. 2 to 4. In view of the order to be passed, notice on the said respondents dispensed with.

. A similar issue had arisen before us in Writ Petition No. 4936 of 2006, which we have disposed of by order dated 22.1.2007. We have held that the teacher is entitled for encashment of leave. Whether the teacher be vacation or non vacation was irrelevant. As the leave would be in terms of the statutes 424 and 424(c). From the earned leave available a maximum of 180 days can be encashed. In the light of our judgment, this petition can be

disposed of by issuing the following directions :

. Respondent Nos. 3 and 4 are directed to work out the earned leave available at the time when the Petitioner retired from the service in terms of our judgment in Writ Petition No. 4936 of 2006. After working that out, to allow the Petitioner to encash the earned leave to the extent of maximum of 180 days. The entire exercise to be completed within eight weeks from today.

. Rule made absolute accordingly. No order as to costs.

(S.J. VAZIFDAR,J.) **(F.I.REBELLO,J.)**